

MINUTES OF THE REGULAR COUNCIL MEETING

August 14, 2019

The meeting was called to order by Mayor Pooler at 6:00 p.m.

A roll call of the Council resulted as follows:

Sid Armstrong
Ron Mercado
Terry Douglas
Dennis Norris
Ron Delcamp
Anna Moody

Officers present were:

Mayor Mac Pooler
Building Official Mark Magnus
Chief of Police David Wuolle
Superintendent of Public Works Craig Lewis
City Clerk /Treasurer Nila Jurkovich
Project Manager Rod Plank

Planning Consultant Collin Coles was absent.

Councilmember Armstrong led the Pledge of Allegiance.

ORAL COMMUNICATIONS

Mayor Pooler recognized those present in the audience, and stated although no one had requested to be placed on the agenda to speak on any topic, he asked if anyone would like to take a moment to speak.

Mr. Nichols advised he and his wife are from Texas, looking for a place to retire and have friends that relocated to Kellogg. They are in town to look for a potential place to live.

Mr. Nichols would like to have a moment at some later date to speak to city officials on what the city visions are for Kellogg's future.

HEARING

It was moved by Councilmember Douglas and seconded by Councilmember Norris to enter into the public hearing at 6:03 p.m. Motion carried.

Mayor Pooler stated that this is the time to take public comment on the proposed increase of fees for the purchase of plots at the Greenwood Cemetery and the proposed budget for fiscal year 2019-2020. The notices of hearings were published in the Shoshone News Press on July 24th and July 31st.

Greenwood Cemetery Plot Fee Increase

Council President Douglas advised those present that the Administrative Committee reviewed the current pricing for standard-sized plots and child-sized (partial sized) plots. The proposal will increase a standard-sized plot from \$700 to \$1,200 and the child-sized or partial-sized plots from \$400 to \$750 for each plot.

For the past several years, the Committee has reviewed the expenses along with the revenue for the cemetery, and the expenses outweigh the revenue. The City is looking at availability of plots and will need to be pro-active and consider an expansion of the cemetery. The proposed prices are in line with other cemeteries in the northern Idaho locations that have full-time employees taking care of the upkeep and maintenance of their cemeteries.

Councilmember Mercado advised those present that the City is looking at expanding the cemetery. The survey work is complete and the City will be receiving the work performed by Alta Science & Engineering in the near future.

There were no comments from the public wishing to speak on the proposed fee increase.

2019/2020 Fiscal Year Budget

Council President Douglas advised those present, this is the budget hearing for the annual appropriation ordinance for the fiscal year beginning October 1, 2019 appropriating the sum of \$6,196,847 which is down from the previous year's budget of \$15 million. The reason of the decrease in the proposed budget is due to the sewer and road projects being completed. The proposed \$6.2 million budget is to defray the expense and liabilities for the City of Kellogg for said fiscal year, authorizing a levy of a sufficient tax upon the taxable property and specifying the objects and purpose for which said appropriation is made. The Administrative Committee met to discuss the proposed budget includes longevity adjustments, a two percent cost of living increases were provided this year. Department requests were reviewed, and decisions were made accordingly for building improvements and capital purchases.

There were no comments from the public wishing to speak on behalf of the new budget for the upcoming fiscal year.

It was moved by Councilmember Delcamp and seconded by Councilmember Armstrong to close the hearing and reconvene to the regular meeting at 6:07 p.m. Motion carried.

REPORTS FROM STAFF

Building Official Mark Magnus

Report has been submitted, no questions were asked.

Chief of Police Dave Wuolle

Report has been submitted. The work on blights continue.

Public Works Superintendent Craig Lewis

Report has been submitted. Work is continuing on sidewalks and paving.

Mayor Pooler stated a great job has been done.

CONSENT CALENDAR

1. Approval or correction of the minutes of the July 10, 2019 regular council meeting
2. Approval of payment of the bills for the month of July 2019 as presented. (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income & Expenditure.
4. P&Z Commission minutes from the July 15, 2019 Meeting. No Recommendations.
Development Impact Fee Advisory Board minutes from the July 15, 2019 Meeting. Recommendation for Council: a)
move forward with the Impact Fee process as provided by the Study submitted by Tischler Bise.
5. Reports of Commissions and Committees.
Police Committee minutes from the July 17, 2019 meeting. Recommendation: a) move forward with the implementation of a new Police Operation and Policy Manual.
Depot Building Committee minutes from the July 23, 2019 meeting. No Recommendations.

It was moved by Councilmember Mercado and seconded by Councilmember Douglas to approve the Consent Calendar as submitted. Motion carried.

OLD BUSINESS

EPA Roadway Remediation Discussion – Phase 2 & Phase 3 Road & Sewer Construction Projects

Ben Davis, Alta Science & Engineering provided the following updates:

Phase 2 – Knife River: Substantial Completion has been achieved as of July 31st.

Phase 3 - Big Sky: Substantial Completion has been achieved as of July 31st.

2019 McKinley Rebuild & Pave Roads Project – DG&S: The walk thru for the project has been scheduled for August 20th.

NEW BUSINESS

Ordinance No 604 Fiscal Year 2019/2020 Budget

It was moved by Councilmember Norris and seconded by Councilmember Douglas to have the proposed ordinance read by title only. Motion carried.

The Clerk/Treasurer then read the title of proposed Ordinance #604.

ORDINANCE NO. 604

AN ORDINANCE ENTITLED THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018 APPROPRIATING THE SUM OF \$6,196,847 TO DEFRAY THE EXPENSE AND LIABILITIES OF THE CITY OF KELLOGG FOR SAID FISCAL YEAR, AUTHORIZING A LEVY OF A SUFFICIENT TAX UPON THE TAXABLE PROPERTY AND SPECIFYING THE OBJECTS AND PURPOSE FOR WHICH SAID APPROPRIATION IS MADE.

BE IT ORDAINED by the Mayor and City Council of the City of Kellogg, Shoshone County, Idaho.

Section 1: That the sum of \$6,196,847 be, and the same appropriated to defray the necessary expenses and liabilities of the City of Kellogg, Shoshone County, Idaho for the fiscal year beginning October 1, 2019.

Section 2: The objects and purposes for which such appropriation is made, and the amount of each object and purpose is as follows:

ESTIMATED EXPENDITURES

GENERAL FUND	1,453,606
STREET FUND	965,200
SEWER FUND	667,215
LIBRARY FUND	102,278
RECREATION FUND	250,850
RADIO BASE FUND	10,000
SANITATION FUND	400,620
REVENUE SHARING FUND	504,200
LIABILITY INSURANCE FUND	39,958
CAPITAL FUND	160,000
DEPOT FUND	6,300
CEMETERY FUND	93,690
GRANTS	250,000
LEASES	20,525
IMPACT FEES	3,000
FRANCHISE	52,000
MISC	62,800
LOCAL OPTION TAX	154,605
EPA ROAD FUNDS	1,000,000
GRAND TOTAL OF ALL EXPENDITURES	\$ 6,196,847

Section 3: That a general tax levy on all taxable property within the City of Kellogg be levied in an amount by law for the general purpose for said City, for the fiscal year beginning October 1, 2019.

Section 4: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: This ordinance shall take effect and be in full force upon its passage, approval and publication in one issue of the Shoshone County News Press, a newspaper of general circulation in the City of Kellogg and the official newspaper of said City.

ENACTED by the City Council as an Ordinance of the City of Kellogg on the 14th day of August, 2019.

PASSED under suspension of the rules upon which a roll call vote was duly taken and enacted as an Ordinance of the City of Kellogg at a regular meeting of the City Council held on the 14th day of August, 2019.

APPROVED by the Mayor on the 14th day of August, 2019.

CITY OF KELLOGG

By: _____
Mac Pooler, Mayor

ATTEST:

Municipal Clerk/Treasurer Nila Jurkovich

It was moved by Councilmember Douglas and seconded by Councilmember Delcamp to pass Ordinance #604 under suspension of the rules. A roll call vote of the Council resulted as follows:

Councilmember Armstrong-Aye
Councilmember Moody-Aye
Councilmember Mercado-Aye

Councilmember Norris-Aye
Councilmember Douglas-Aye
Councilmember Delcamp-Aye

Motion carried.

It was moved by Councilmember Delcamp and seconded by Councilmember Douglas to publish Ordinance #604 by Summary prepared by City's Counsel.

Motion carried.

City of Wardner Animal Control Agreement

Council President Douglas advised the Council with the passing of the City of Kellogg's annual appropriation ordinance, the cost associated with the City of Wardner's animal control agreement will increase by three percent. The City of Wardner was notified earlier this year of the proposed increase.

It was moved by Councilmember Douglas and seconded by Councilmember Moody to authorize the Mayor to execute the Addendum for the Animal Control Agreement with the City of Wardner. A roll call vote of the Council resulted as follows:

Councilmember Armstrong-Aye
Councilmember Mercado-Aye
Councilmember Moody-Aye

Councilmember Douglas-Aye
Councilmember Norris-Aye
Councilmember Delcamp-Aye

Motion carried.

City of Wardner Law Enforcement Protection Agreement

Council President Douglas advised the Council that this agreement will also increase by three percent.

It was moved by Councilmember Mercado and seconded by Councilmember Douglas to authorize the Mayor to execute the Addendum for the Animal Control Agreement with the City of Wardner. A roll call vote of the Council resulted as follows:

Councilmember Delcamp-Aye
Councilmember Moody-Aye
Councilmember Armstrong-Aye

Councilmember Norris-Aye
Councilmember Douglas-Aye
Councilmember Mercado-Aye

Motion carried.

Resolution 2019-09 Increasing of Cemetery Plot Prices

It was moved by Councilmember Douglas and seconded by Councilmember Armstrong requesting the City Clerk/Treasurer Nila Jurkovich read the title of the proposed resolution.

RESOLUTION # 2019-09

City of Kellogg

Shoshone County, Idaho

A Resolution of the City of Kellogg, Shoshone County, State of Idaho, initiating a fee increase for the purchase of a full sized plots and child/partial sized plots located at the Greenwood Cemetery.

WHEREAS, the City of Kellogg has a need to charge for certain services.

WHEREAS, pursuant to Idaho Code 63-1311A the City of Kellogg held a hearing on the fee increases.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Kellogg that as follows:

SECTION 1: As of August 15, 2019 the purchase price for full-sized, standard cemetery plots will be increased to \$1,200 per each plot as described in the Cemetery Exhibit, attached hereto.

SECTION 2: As of August 15, 2019 the purchase price for partial-sized, cemetery plots will be increased to \$750 per each plot as described in the Cemetery Exhibit, attached hereto.

BE IT FURTHER RESOLVED, this Resolution shall take effect and be in force beginning August 15, 2019, and after its passage and approval.

Dated, this 14th day of August, 2019.

City of Kellogg
Shoshone County, Idaho

Mac Pooler, Mayor

ATTEST:

Nila Jurkovich, City Clerk/Treasurer

CEMETERY EXHIBIT

The City of Kellogg proposes the following policies/charges for GREENWOOD CEMETERY, effective August 15, 2019.

1. Urn Wall: Niches in all units of the Urn Wall(s) are sold: (Rate effective August 9, 2018)

Urn Wall: \$1,600 per niche, for all rows

These charges are based upon double occupancy, * etching of family names, date of birth and date of death, vase and holder. All urn wall niches for immediate inurnment must be paid in full before inurnment. The niches may be purchased for use in the future on terms, with full payment to be made within 6 months from date of sale. *NOTE: A Bronze Name Plate may be utilized at the request of the niche owner and paid separately by the owner. Payment will be made to the City of Kellogg prior to the City ordering the Bronze Name Plate, when requested. Any niche that has been purchased prior to August 9, 2018 will not be billed separately if a bronze name plate is requested by family.

Inurnment of cremains in any niche in any Urn Wall at Greenwood Cemetery shall only be done by the City. Additional charge of \$200.00 for Saturday, Sunday or Holiday inurnment, payable before the fact. **These inurnments are subject to personnel being available to do the work on these days.**

2. The following prices shall be charged for cemetery plots, in all Sections throughout Greenwood Cemetery. (Rates effective August 15, 2019)

Plots sold: \$1,200, full standard sized Plot
\$750 for inurnment or child sized /partial sized Plot

3. Plots may be purchased for future use. The plots may be purchased on terms, with full payment to be made within 6 months from date of sale. (Includes plot and perpetual care.)
4. Only three burials will be allow on any one full sized plot. (One interment and two inurnments or three inurnments). Any plot less in size than a full sized standard lot will only have one set of cremains allowed or child inurnment.
5. Liners, or similar containers, are required for all burials at Greenwood Cemetery. Said liners, or similar containers, shall be provided by the City at a cost of \$450.00 plus tax \$27.00, subject to change when the cost of them is increased by our supplier(s). A charge of \$35.00 will be made for City assistance when a concrete vault, or other similar container, is installed by an outside firm. If installation of this type of container is done in the winter-time, or, when other extreme circumstances are encountered, there could be an additional charge. (Note: This winter-time/extreme circumstances charge must be discussed and agreed to before any work will be done.)

Liners: \$450, plus 6% sales tax

If a Grave Box is furnished for a burial, by a party/parties other than the City, instead of the Liner(s) mentioned in 5 and the City must open and close the grave site, an additional charge of \$400.00.

All plots for immediate interment, Opening & Closing fee, charge for liners, etc. and other charges as specified below must be paid in full before interment.

6. The City (only) shall Open & Close graves, and, at the following charges:

Opening/Closing
\$500, full burial; and
\$300 for child size

Also, a charge of \$300.00 shall be made when an actual burial takes place on a Saturday, a Sunday or a holiday. **These burials are subject to personnel being available to do the work on these days.**

7. Inurnment of cremains with the purchase of any plot at Greenwood Cemetery shall only be done by the City, and, at the following charges:

\$200 for inurnment - first burial;
\$300 for additional inurnment on same plot
NOTE: (maximum of 3 total, on full sized plots only)

An additional charge of \$200.00 shall be made when an inurnment takes place on a Saturday, a Sunday or a holiday.

8. The City shall set all stones, monuments, etc. The City shall do all concrete work, including that associated with vases, at the following charges:

Stone/Vase Settings
\$135 for regular markers (12"x24" or smaller)
\$150 for large headstones; (larger than 12" x 24")
\$75 for vases & flowers cups in single concrete setting

If one vase/flower cup setting is part of the marker setting, the additional charge will be \$50.00, instead of \$75.00. *For additional vases/cups, the charge(s) will be \$20.00 each.

9. All of the above policies/charges are subject to change without notice, and, the charges are payable at the office of the City Clerk, 1007 McKinley Avenue, Kellogg, ID 83837. Telephone: (208) 786-9131. FAX (208) 784-1100.

It was moved by Councilmember Douglas and seconded by Councilmember Mercado to adopt Resolution 2019-09.

A roll call vote of the Council resulted as follows:

Councilmember Armstrong-Aye	Councilmember Douglas-Aye
Councilmember Mercado-Aye	Councilmember Delcamp-Aye
Councilmember Moody- Aye	Councilmember Norris-Aye

Motion carried.

Alta Science & Engineering Contract Amendment for Additional Schedule A Work

The contract amendment will cover the following:

Closeout all completed tasks;
Move remaining funds to cover final deliverables (CCTV Videos, As-Built Drawings);
Add funds for Galena Ridge Manholes design, McKinley Ave Retaining Wall design, and CCTV coordination for Vergobbi Gulch

Mr. Ben Davis, Alta Science & Engineering advised the Council that CCTV work has been completed this week and the water intake at Vergobbi Gulch went well and was cleaner than anticipated. The review of the videos will be finalized soon.

It was moved by Councilmember Delcamp and seconded by Councilmember Moody to authorize Mayor Pooler to execute the contract amendment.

A roll call vote of the Council resulted as follows:

Councilmember Armstrong-Aye	Councilmember Douglas-Aye
Councilmember Mercado-Aye	Councilmember Delcamp-Aye
Councilmember Moody- Aye	Councilmember Norris-Aye

Motion carried.

Outside Seating with Serving of Alcohol on City Sidewalks Outside of Establishments

Police Chief Dave Wuolle advised the Council that he had earlier conversations with Brendon Bonner, Radio Brewing on this topic. Mr. Bonner was advised he would need to contact Idaho Alcohol Beverage & Control (ABC) to discuss this topic with their agency.

Chief Wuolle had contacted ABC last week and was advised that any establishment interested in serving outside would need to amend their alcohol application, showing the outside areas, such as sidewalks in their floor plan.

ABC has strict requirements for this type of request, with fencing being one of the requirements.

Chief Wuolle has concerns with sidewalks being able to accommodate tables and foot traffic, including wheelchairs, along with concerns of the alcohol getting into the wrong hands, such as a juvenile.

It was the consensus of the Council to have Chief Wuolle contact the City's attorney on this matter for further discussion at next month's council meeting.

ANNOUNCEMENTS & REPORTS

Councilmember Moody

Excited to have the project done.

Councilmember Norris

Happy with the new streets. Still working with the Citizen Committee for the School Bond with several outreach meetings for public to attend. The election is August 27th and please get out and vote.

Councilmember Mercado

The city is looking good.

Councilmember Armstrong

Very proud of our town, with key people like Craig Lewis working on these projects, and doing a great job with overseeing the project.

Mayor Pooler

There will be a ceremony for the end of the project at the Elks on August 28th starting at 5 p.m., with the public welcomed at 6:30 p.m.

There being no further business to come before the Council at this time, it was adjourned at 6:33 P.M. to meet at its regular time of September 11, 2019.

ATTEST:

Mac Pooler, Mayor

Nila Jurkovich, Municipal Clerk/Treasurer